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IPW

1637

PATENT  
DOCKET NO.: 11220/129

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appln. No.: 09/879,217

Confirmation No. 6207

Applicant: Danenberg, Kathleen D.

Filed: June 13, 2001

Art Unit: 1637

Examiner: Jeffrey Fredman

For: METHOD OF DETERMINING  
DIHYDROPYRIMIDINE DEHYDROGENASE  
GENE EXPRESSION

Customer No. 23838

**Mail Stop Amendment**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**REQUEST FOR THE CONSIDERATION OF TIMELY FILED IDS**

Sir:

Enclosed is a copy of the Supplemental Information Disclosure Statement timely filed on October 22, 2001. Applicants respectfully request the consideration of this IDS in the above-identified application.

Applicants do not believe any fees are required. The Office is hereby authorized to charge any fees or credit any overpayments under 37 C.F.R. 1.16 or 1.17 to Kenyon & Kenyon Deposit Account No. 11-0600. The Examiner is invited to contact the undersigned at 202-220-4258 to discuss any matter concerning this application.

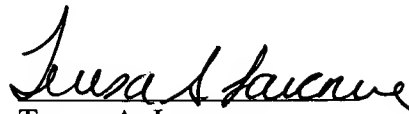
Respectfully submitted,

KENYON & KENYON

Application No. 09/879,217

Request for the Consideration of Timely Filed IDS filed July 14, 2005

Date: 7/14/05



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The stamp of the Patent Office hereon may be taken as acknowledging the receipt, on the date stamped, of

INVENTOR(S): Kathleen DANENBERG  
SERIAL NO.: 09/879,217  
FILED: June 13, 2001  
TITLE: METHOD FOR DETERMINING DIHYDROPYRIMIDINE  
DEHYDROGENASE GENE EXPRESSION  
GROUP ART: 1646  
EXAMINER: To Be Assigned

The PTO is authorized to charge any fees or credits regarding this filing to Kenyon & Kenyon Deposit Account No. 11-0600.

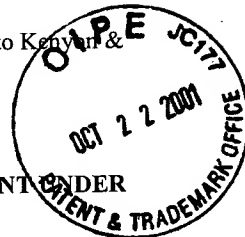
**PAPERS FILED:**

1. SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT UNDER  
37 CFR § 1.97(b)(3).

TAH:jh  
DC01 385553v1

10/22/2001

11220/129





**PATENT**  
Docket No. 11220/129

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

INVENTOR(S) : Kathleen DANENBERG  
SERIAL NO. : 09/879,217  
FILING DATE : June 13, 2001  
FOR : METHOD OF DETERMINING DIHYDROPYRIMIDINE  
DEHYDROGENASE GENE EXPRESSION  
GROUP ART UNIT : 1646  
EXAMINER: : To Be Assigned

ASSISTANT COMMISSIONER  
FOR PATENTS  
Washington, D.C. 20231

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT  
UNDER 37 CFR §1.97(b)(3)**

S I R:

Under the provisions of 37 CFR 1.97(b)(3), and in accord with Applicants' duty of disclosure under 37 CFR 1.56, Applicants would like to call the Examiner's attention to the document cited on the attached form PTO-1449. A copy of the reference is attached.

The Examiner is respectfully requested to review, and to mark as considered, the reference listed on the attached form PTO-1449, to make it of record in the present application and to include it in the "References Cited" section of any patent to issue on the present application.

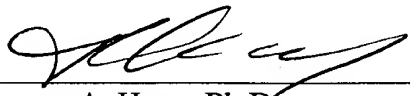
This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits in the present application. The Office is hereby authorized to charge any additional fees under 37 CFR 1.16 or 1.17, or to credit any overpayment, to Deposit Account No. 11-0600.

The Examiner is invited to contact the undersigned at (202) 220-4322 to discuss any matter in this application.

Respectfully submitted,

KENYON & KENYON

Dated: Oct. 22, 2008

  
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DC385477v1



Form 1449  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>	ATTY. DOCKET NO. <b>11220/129</b>	SERIAL NO. <b>09/879,217</b>
	APPLICANT <b>Kathleen DANENBERG</b>	
	FILING DATE <b>June 13, 2001</b>	GROUP <b>1646</b>

**U. S. PATENT DOCUMENTS**

EXAMINER INITIAL	PATENT NUMBER	PATENT DATE	NAME	CLASS/ SUBCLASS	FILING DATE*

**FOREIGN PATENT DOCUMENTS**

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	COUNTRY	CLASS/ SUBCLASS	TRANSLATION	
					YES	NO

**OTHER DOCUMENTS**

EXAMINER INITIAL	AUTHOR, TITLE, DATE, PERTINENT PAGES, ETC.
	Ichikawa, et al, "Expression of Dihydropyrimidine Dehydrogenase (DPD) and Thymidylate Synthase (TS) mRNA in Primary Tumor Predicts the Anti-Tumor Effect in 5-Fluorouracil (FU Based Chemotherapy for Gastrointestinal (GI Cancer", American Association for Cancer Research, Proceedings of the American Association for Cancer Research, 92 <sup>nd</sup> Annual Meeting, Volume 42, March 2001. Abstract Number 3326.
EXAMINER	DATE CONSIDERED
EXAMINER: Initial if citation is considered, whether or not citation is in conformance with M.P.E.P. 609; strike out citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	